



IPW

Attorney's Docket 081468-0307015
Client Reference: P-1749.000-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:
PETER TEN BERGE ET AL.

Confirmation Number: 8897

Application No.: 10/724,403

Group Art Unit: 2826

Filed: December 1, 2003

Examiner: LEONARDO ANDUJAR

For: **SUBSTRATE, METHOD OF PREPARING A SUBSTRATE, METHOD OF MEASUREMENT, LITHOGRAPHIC APPARATUS, DEVICE MANUFACTURING METHOD AND DEVICE MANUFACTURED THEREBY, AND MACHINE-READABLE STORAGE MEDIUM**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TRANSMITTAL

Transmitted herewith is a response to Restriction Requirement for this application.

FEES

The fee for claims and extension of time (37 C.F.R. 1.16 and 1.17) has been calculated as shown below:

CLAIMS		REMAINING HIGHEST NO.		PRESENT EXTRA	RATE	ADDIT. FEE
AMENDMENT	AFTER PAID FOR	PREVIOUSLY PAID FOR				
TOTAL	28	-	28	= 0	\$ X	= \$
INDEP.	8	-	8	= 0	\$ X	= \$
FIRST PRESENTATION OF MULTIPLE DEP.					+ \$	
CLAIM					\$ =	0.00
TOTAL ADDITIONAL CLAIM FEE						\$
GRAND TOTAL						\$ 0.00



FEE PAYMENT

Authorization is hereby made to charge the amount of \$0.00 to Deposit Account No. 033975. Charge any additional fees required by this paper or credit any overpayment in the manner authorized above. A duplicate of this paper is attached.

Date: 4 JANUARY 2006

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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Examiner's Restriction Requirement dated December 8, 2005, the following election and remarks are respectfully submitted in connection with the above-identified application.

RESTRICTION REQUIREMENT

The Examiner has made a requirement for restriction between the following groups of claims:

- Group I. Claims 1-24, drawn to a method of preparing a substrate; and
Group II. Claims 26-28, drawn to a substrate having alignment marks.

ELECTION

In order to comply with the Examiner's Restriction Requirement, Applicants elect to prosecute Group I, directed to claims 1-24, for prosecution in the present application. Applicants reserve the right to file a Divisional application directed to the non-elected claims at a later date, if so desired.

This election is without traverse.

Respectfully submitted,

PILLSBURY WINTHROP SHAW PITTMAN LLP



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